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**IV 2436227**

## INTERNAL AFFAIRS BUREAU

## INVESTIGATIVE SUMMARY

**IV 2436227**

**SUBJECT:** **Giancarlo Scotti**
**Deputy** [redacted]

**DATE OF INCIDENT:** **September 13, 2017**

**ALLEGATIONS:**

Subject Giancarlo Scotti was arrested by the Internal Criminal Investigations Bureau (ICIB) investigators for allegations of sexual misconduct with inmates while on duty. Subject Scotti was subsequently convicted and sentenced to two years in state prison.

**SYNOPSIS:**

IAB Note: **Due to the nature of the allegations, victims in this case were advised by Internal Criminal Investigations Bureau (ICIB) investigators of their right to confidentiality. The victims who exercised their right were referred by ICIB as Jane Doe, followed by a numerical identifier. The victims' identities will be retained at ICIB.**

On September 13, 2017, at approximately 1100 hours, two female inmates (Witness Doe 1 and Witness Doe 2) housed at Century Regional Detention Facility (CRDF) in the Education Based Incarceration (EBI) Module [redacted], informed their EBI instructor, [redacted] (Complainant [redacted] they were sexually assaulted by Subject Scotti earlier in the day.

IAB Note: **EBI modules are inmate housing areas designated for inmates participating in correctional educational and vocational programs.**

Both Witnesses Doe 1 and Doe 2 were immediately interviewed by CRDF personnel. During the interviews, Witnesses Doe 1 and Doe 2 indicated they had sexual intercourse with Subject Scotti inside CRDF, and retained samples of Subject Scotti's semen. Supplementary reports related to the incident were written by Sergeants Mary DeBella, [redacted], and B'Anka Pardis, [redacted], recorded under Uniform Report Number (URN) 917-00048-2003-441 **[Exhibit A: Book 1, pages 21-27]**.

After the initial interviews, CRDF Sergeant Marlon Johnson, [redacted], reviewed CRDF DVTel surveillance camera footage, which depicted video images appearing to be consistent with the information provided by Witnesses Doe 1 and Doe 2. The video footage revealed Subject Scotti's interactions with Witnesses Doe 1 and Doe 2 occurred on September 13, 2017, between 0000-0400 hours **[Exhibit B]**.

**IAB Note:** **While reviewing the ICIB casebook, this investigator noted Attachment #3 was listed within the Table of Contents as part of Exhibit A: Book 1 (page 7 of 7). Although Attachment #3 was listed, the file was not included with the ICIB casebook. Attachment 3 contains several DVTel video excerpts cited throughout the ICIB case file. The videos were subsequently provided by ICIB Sergeant [redacted], on November 16, 2019. The multimedia files were later copied onto a USB memory stick and included in the IAB administrative investigation as Exhibit B.**

Based on the preliminary findings, Custody Services Division Specialized Programs Chief Stephen B. Johnson, [redacted], requested ICIB to open a criminal investigation related to the allegations of sexual misconduct involving Subject Scotti. The case was assigned to ICIB Sergeant Mark Stone, [redacted] The initial incident was recorded under URN 917-00048-2003-441 **[Exhibit A: Book 1, page 1]**. ICIB Sergeant Stone and a team of ICIB personnel responded to CRDF to interview witnesses and/or additional victims.

**IAB Note:** **Concurrent to the interviews, a team from the Department's Scientific Services Bureau (SSB) responded to CRDF to document the scene and the collection of evidence related to the investigation. For further information, refer to the Crime Scene Investigation Report prepared by Forensic Identification Specialist, Donna Thomas, [redacted], dated September 22, 2017 [Exhibit A: Book 1, pages 336-338].**

At approximately 1654 hours, of the same day the alleged sexual misconduct was reported, ICIB Sergeants Stone and [redacted], interviewed Subject Scotti. During the interview, Subject Scotti admitted he engaged in a consensual sexual interaction with two female inmates earlier in the day.

Search warrants were granted for the lawful seizure of Subject Scotti's Department issued locker, his personal vehicle, any and all clothing on Subject Scotti's person **[Exhibit A: Book 1, page 328-335]**, including a Deoxyribonucleic Acid (DNA) sample **[Exhibit A: Book 1, page 339-343]**.

ICIB Sergeants Michael Harman, [redacted], and Michael Shaw, [redacted], arrested Subject Scotti for Rape Under Color of Authority, 261a(7) PC , and Oral Copulation Under Color of Authority, 288a(k) PC **[Exhibit A: Book 1, page 351]**. He was

transported and booked at Norwalk Sheriff's Station under booking #5099185. Subject Scotti was later released after posting bond **[Exhibit A: Book 1, page 354-372]**.

During the course of the ICIB investigation, ICIB investigators interviewed 132 female inmates housed in CRDF, Module [redacted]. The interviews were audio recorded and saved under the following folders respectively: [redacted] Stone, Kim Shrout, Kimura [redacted], [redacted], and Velasquez [redacted] **[Exhibit A: Book 1, Attachment 2]**. A synopsis of the interviews were documented in supplementary reports written by ICIB personnel **[Exhibit A: Book 1, pages 41-51]**.

During further review of DVTel surveillance footage, CRDF Sergeant Marlon Johnson discovered possible illicit activity between Subject Scotti and another female inmate, later identified as Jane Doe 6 (Witness Doe 6). According to the video surveillance time-stamp, the incident occurred September 12, 2017, between 2230-2350 hours.

ICIB investigators identified additional victims and witnesses during the course of their investigations. Witnesses Doe 3, Doe 4, and Doe 5 reported sexual misconduct and/or alleged inappropriate behavior involving Subject Scotti.

For further information regarding Sergeant Stone's investigation, refer to the original complaint report and his subsequent supplemental reports **[Exhibit A: Book 1, pages 1-57; Book 2, pages 1-67]**.

**IAB Note: On December 14, 2017, Sergeant Mark Stone left ICIB and Sergeant [redacted] assumed investigative responsibilities related to Subject Scotti's case.**

For further information regarding Sergeant [redacted] investigation, refer to his supplementary reports **[Exhibit A: Book 4, pages 1053-1058, and Book 5, pages 1222-1254B]**.

On October 4, 2017, ICIB presented the facts of the case to the Los Angeles County District Attorney's Justice System Integrity Division (JSID) for filing consideration. The case was assigned to Deputy District Attorney Hyunah Suh (**Case # BA465694**).

On February 21, 2018, six felony counts of Sexual Activity with a Detainee in a Detention Facility, 289.6(h) PC; and two misdemeanor counts of Sexual Activity with a Detainee in a Detention Facility, 289.6(g) PC), were filed against Subject Scotti. Subsequently, an arrest warrant was issued **[Exhibit A: Book 5, pages 1254C-1254I]**. Subject Scotti was rearrested and booked at the Department's Inmate Reception Center. Subject Scotti was later released after posting bond.

On September 5, 2019, during a pre-trial conference, Subject Scotti pled Nolo Contendere to the above charges. He was subsequently convicted on all indicated charges.

On September 26, 2019, Subject Scotti appeared at the Superior Court of California, County of Los Angeles, Clara Shortridge Foltz Criminal Justice Center, 210 West

Temple Street, Los Angeles. He was sentenced two years in state prison. Subject Scotti was subsequently remanded to the custody of the Department **[Exhibit A: Book 5, pages 1254J-1254Q]**.

On October 1, 2019, Subject Scotti was released to the custody of the California Department of Corrections and Rehabilitation. He is currently housed at the [redacted]

**INVESTIGATION:**

*ICIB investigators and CRDF personnel interviewed the following complainants, witnesses, and subject. Due to the sensitive nature of the incident and the victims' right to confidentiality, the involved parties were not interviewed by IAB personnel. For complete statements, additional information, and precise wording, refer to the interview transcriptions, and/or audio/video files included with the ICIB casebook. The following is a synopsis of the interviews:*

**COMPLAINANT [redacted]**

ICIB investigators Sergeants Nancy Escobedo, [redacted], and Stone interviewed EBI Instructor, Complainant [redacted] on September 25, 2017 **[Exhibit A: Book 1, page 17-18]**. Complainant [redacted] was a certified drug and alcohol counselor and the transitional services coordinator for [redacted]

On September 13, 2017, at approximately 0945 hours, during an EBI class, Complainant [redacted] was approached by Witness Doe 2. Witness Doe 2 requested to speak with Complainant [redacted] about an important matter, and requested her cellmate, Witness Doe 1, to be present. During their conversation, Witnesses Doe 1 and Doe 2 informed Complainant [redacted] they had "relations" with Subject Scotti inside CRDF. Witness Doe 2 added CRDF personnel would be able to see the incident through the video surveillance system, and they had evidence to prove the incident occurred. Complainant [redacted] relayed the information to EBI Sergeant Alex Gamboa, [redacted]. Complainant [redacted] provided a detailed account of her discussion with Witnesses Doe 1 and Doe 2 to Sergeant Gamboa. The interviews were audio recorded **[Exhibit A: Book 1, Attachment 1- Wit [redacted] 092117 1136]** and **[Exhibit A: Book 1, Attachment 1- Wit [redacted] 092117 1203]**.

**IAB Note:** **Sergeant Gamboa immediately notified Lieutenant David Petrocelli, [redacted]. Complainant Gamboa was not interviewed by ICIB investigators, nor did he write a supplemental report.**

**IAB Note:** **CRDF is equipped with a closed caption television surveillance system known as DVTel. The camera system records video footage from fixed camera positions throughout CRDF. All video surveillance footage (10 frames per second, 720P**

**resolution) related to the investigation was transferred onto a flash drive [Exhibit B].**

**WITNESS JANE DOE 1**

After Sergeant Gamboa reported the sexual misconduct, Sergeants DeBella and Pardis, interviewed Witness Doe 1 on September 13, 2017, at approximately 1224 hours. Witness Doe 1 stated she had vaginal intercourse with Subject Scotti earlier in the day. Additionally, she orally copulated Subject Scotti's penis and he ejaculated in her mouth. Witness Doe 1 retained a sample of Subject Scotti's semen in a tissue, wrapped it in plastic, and she preserved the evidence by secreting the sample in her vaginal cavity. Witness Doe 1's interview was video recorded **[Exhibit A: Book 1, Attachment 1-Jane Doe #1 Video Interview at CRDF]**. A detailed account of the interview was documented in Sergeants DeBella and Pardis' supplemental reports **[Exhibit A: Book 1, pages 21-27]**.

**IAB Note: Inmates housed in Module [redacted] require inmate safety checks every 30 minutes. During the safety checks, custody personnel are required to utilize a handheld barcode scanner to electronically record the checks. The scanner is scanned against the different barcodes located in key locations within a module. Refer to Custody Division Manual (CDM) 4-11/030.00, Inmate Safety Checks [Miscellaneous Documents].**

After the interview, at approximately 1547 hours, Witness Doe 1 was transported to Community Hospital of Long Beach, 1720 Termino Avenue, Long Beach, by Sergeant Pardis. Sexual Assault Response Team (SART) Nurse Leanne Heiland examined Witness Doe 1. After the SART examination, Witness Doe 1 was counseled by Sexual Assault Advocates Katrina Fisher and Jasmine Munoz.

**IAB Notes: During the SART examination, Nurse Heiland removed a plastic bag from Witness Doe 1 vaginal cavity. The sample was included with the SART examination kit and booked into evidence. The examination results are documented in a Forensic Medical Report for Witness Doe 1 [Exhibit A: Book 1, pages 66-73].**

On September 13, 2017, ICIB Sergeants [redacted], and Catrina Khasaempanth, [redacted], responded to Community Hospital, Long Beach, and interviewed Witness Doe 1, at approximately 1908 hours. The following is a synopsis of the ICIB interview:

Witness Doe 1 indicated that while Subject Scotti was conducting security checks in her housing module, he engaged her in conversation through the closed cell door [redacted] At some point during their verbal engagement, Subject Scotti unlocked her cell door and stood in the doorway, as they continued to converse. After a few minutes, Subject Scotti left the cell area. Throughout Subject Scotti's shift, he returned, stopped, and

stared at Witness Doe 1. During one cell check, Subject Scotti opened Witness Doe 1's cell door and informed her he was going to leave her cell door open, so he did not have to unlock it every time he stopped by. The subsequent conversations between Witness Doe 1 and Subject Scotti became flirtatious.

During another cell check, Subject Scotti stopped in front of cell [redacted] He and Witness Doe 1 started flirting with each other; at which time, Witness Doe 1 moved toward Subject Scotti and told him, "My bunkie wants to fuck you." Subject Scotti replied, "I'm down."

> **IAB Note: Bunkie is a slang term used in the county jail system to refer to an inmate's cellmate. In this case, Witness Doe 1 and Witness Doe 2 were cellmates in cell [redacted]**

Witness Doe 1 moved closer to Subject Scotti and faced him. As they faced each other, Subject Scotti placed his right hand down Witness Doe 1's pants and touched her bare buttocks, and subsequently moved his two fingers down to her vaginal area. Subject Scotti inserted his two fingers inside her vagina and moved them in an in and out motion. During the encounter, Witness Doe 1 asked Subject Scotti if she could kneel down, and Subject Scotti said she could.

Simultaneously, Subject Scotti unzipped his pants and pulled his penis out through the zipper area, at which time, Witness Doe 1 orally copulated Subject Scotti's penis as he stood in the doorway. As Witness Doe 1 orally copulated Subject Scotti's penis, he stated, "I'm kind of down for both of you guys though." Subject Scotti referred to Witness Doe 1 and Witness Doe 2. At some point, as Witness Doe 1 orally copulated Subject Scotti, he told her to stop and told Witness Doe 2 it was her turn. Witness Doe 2 complied and orally copulated Subject Scotti's penis. Suddenly Subject Scotti stopped Witness Doe 2 and abruptly left.

Subject Scotti later returned to cell [redacted] two additional times. Each time, Witness Doe 1 and Witness Doe 2 orally copulated Subject Scotti's penis. During a later visit, Subject Scotti approached the cell and guided Witness Doe 1 and Witness Doe 2 to the shower stall, adjacent to cell [redacted]. Witness Doe 1 followed Subject Scotti inside the shower, and Witness Doe 2 stayed outside the shower stall and acted as a lookout.

While inside the shower, Witness Doe 1 pulled her pants down and bent at the waist. Subject Scotti inserted his erect penis into Witness Doe 1's vagina. Subject Scotti and Witness Doe 1 engaged in vaginal sexual intercourse for approximately one minute when he suddenly stopped and called Witness Doe 2 into the shower, indicating it was her turn.

Witness Doe 2 told Subject Scotti she did not want to participate; at which point Subject Scotti said to Witness Doe 1, "Well then, you can finish giving me a blow job." Witness Doe 1 complied and orally copulated Subject Scotti's penis. During the oral copulation, Subject Scotti ejaculated inside Witness Doe 1's mouth.

After Subject Scotti ejaculated, he asked Witnesses Doe 1 and Doe 2 to go back to their cell. Witness Doe 1 exited the shower and both she and Witness Doe 2 walked back to their cell. Subject Scotti exited the shower and left the location. Once inside their cell, Witness Doe 1 spat Subject Scotti's semen onto a piece of toilet paper and placed the toilet paper in a plastic bag. Knowing no one would believe the incident occurred, Witness Doe 1 inserted the plastic bag inside her vaginal cavity to retain as evidence.

Witnessed Doe 1 and Doe 2 discussed what occurred between Subject Scotti and Witness Doe 1 inside the shower. During their discussion, Subject Scotti returned to their cell and requested to have sexual intercourse with Witness Doe 2. Witness Doe 2 rejected Subject Scotti's proposal, to which he replied, "All right, just a blow job then?" Witness Doe 2 agreed to the proposal.

Subject Scotti directed Witness Doe 2 to the same shower stall where he and Witness Doe 1 had sexual intercourse. At Subject Scotti's request, Witness Doe 1 stayed inside her cell. Subject Scotti and Witness Doe 2 proceeded to the shower stall.

Witness Doe 1 indicated Subject Scotti did not wear a condom at any time during their sexual encounters. The interview with Witness Doe 1 was audio recorded **[Exhibit A: Attachment 1 - Victim Jane Doe #1, 091317 ICIB [redacted]]** and transcribed **[Exhibit A: Book 1, pages 174-276]**.

Witness Doe 1, was transported back to CRDF, and reassigned to a new housing location, after the completion of the interview and medical examination.

On November 8, 2017, Witness Doe 1 was interviewed by ICIB Sergeants Stone and Escobedo. The purpose of the interview was to allow Witness Doe 1 to identify herself on video surveillance. The interview was video recorded **[Exhibit A: Book 3- Attachment 1- JD1]**.

A timeline of the incidents described by Witness Doe 1 was detailed and included in the ICIB casebook **[Exhibit A: Book 1, pages 58-62]**.

**Biological Evidence, Crime Scene and DNA Analysis Reports**

Personnel from the Department's Scientific Services Bureau (SSB) responded to CRDF as requested by ICIB investigators to process the scene. For descriptions of evidence, evidence location and collection, refer to the following SSB reports: **[Exhibit A: Book 1, pages 336-338 and 403-412], and [Exhibit A: Book 2, pages 68-76].**

For a photographic account of the location and evidence collection, refer to the photographs submitted by SSB and ICIB investigators **[Exhibit B].**

**WITNESS JANE DOE 2**

Sergeants DeBella and Pardis, interviewed Witness Doe 2 on September 13, 2017, at approximately 1146 hours. Witness Doe 2's account regarding the initial encounter

between her, Witness Doe 1 and Subject Scotti were similar to statements provided by Witness Doe 1. Witness Doe 2 followed Witness Doe 1 and Subject Scotti to the shower stall, waited outside, and acted as a lookout. From outside, she watched Witness Doe 1 and Subject Scotti engage in sexual intercourse. Witness Doe 2 also gave an account of the sexual events that occurred between her and Subject Scotti. She retained a sample of Subject Scotti's semen in a plastic cup, which she hid in her cell. Witness Doe 2's interview was video recorded **[Exhibit A: Book 1, Attachment 1- Jane Doe #2 Video Interview at CRDF]**. A detailed account of the interview was documented in Sergeants DeBella and Pardis' supplemental reports **[Exhibit A: Book 1, pages 21-27]**.

After the interview, Witness Doe 2 was transported to Community Hospital of Long Beach by Sergeant DeBella. Sexual Assault Response Team (SART) Nurse Patricia Goclowski examined Witness Doe 2. After the SART examination, Witness Doe 2 was counseled by Sexual Assault Advocates Katrina Fisher and Jasmine Munoz.

That same day, at approximately 1716 hours, Witness Doe 2 was interviewed by ICIB Sergeants [redacted] and Khasaempanth at Community Hospital Long Beach.

Witness Doe 2's account of the sexual encounter between her, Witness Doe 1 and Subject Scotti were similar to those provided by Witness Doe 1. Witness Doe 2 confirmed Subject Scotti continuously asked her to have sex with her and Witness Doe 2 repeatedly refused. The reason Witness Doe 2 did not want to engage in sexual intercourse with Subject Scotti was because she was HIV positive. Witness Doe 2 indicated Subject Scotti was so persistent, she agreed to follow him into the shower, but only agreed to oral copulation.

Witness Doe 2 and Subject Scotti walked to the shower, where he asked to see her breasts. Witness Doe 2 lifted up her shirt and Subject Scotti began to "suck" her breasts. Subject Scotti unzipped his pants and pulled out his penis. Witness Doe 2 knelt down and began to orally copulate Subject Scotti's penis. Subject Scotti then stood her up, and they kissed. Witness Doe 2 did not want to kiss Subject Scotti, so she dropped back down on her knees and continued to orally copulate his penis. At some point, Witness Doe 2 stood up, and Subject Scotti turned her around to face her away from him. Witness Doe 2 pulled her pants down and Subject Scotti bent her over and inserted his penis into her vagina.

Subject Scotti and Witness Doe 2 engaged in vaginal sexual intercourse until he pulled his penis out and asked her to orally copulate his penis again. Witness Doe 2 got on her knees and orally copulated Subject Scotti until he ejaculated. They then heard a sound and Witness Doe 2 realized someone was entering Modul[redacted] Subject Scotti told her to stay in the shower, and to return to her cell after he made his way to his work area.

Witness Doe 2 followed Subject Scotti's instructions. When Witness Doe 2 went back to her cell, she spat Subject Scotti's semen into a cup and hid the cup inside her cell.

Witness Doe 2 retained the semen as evidence, because she knew no one would believe her story.

**IAB Notes: Witness Doe 2's SART examination was conducted by Registered Nurse Patricia Goclowski. The examination results are documented in a Forensic Medical Report for Witness Doe 2 [Exhibit A: Book 1, pages 166-173].**

A timeline of the incidents described by Witness Doe 2 were detailed and included in the ICIB casebook **[Exhibit A: Book 2, pages 323-328].**

Witness Doe 2 was re-interviewed on October 20, 2017, by ICIB Sergeants Stone and Escobedo. The purpose of the interview was to show her a short DVTel video segment from Module [redacted] so that she could identify herself in the video. Witness Doe 2 identified herself as the female depicted in the video footage.

All ICIB interviews were audio recorded **[Exhibit A: Book 1, Attachment 1; and Book 3, Attachment 1 – JD2 Victim Interviews]** and transcribed **[Exhibit A: Book 1, pages 74-165]** and **[Exhibit A: Book 2, pages 79-92]**.

**Biological Evidence, Crime Scene and DNA Analysis Reports**

Personnel from the Department's Scientific Services Bureau (SSB) responded as requested by ICIB investigators. For descriptions of evidence, evidence location and collection, refer to the following SSB reports: **[Exhibit A: Book 1, pages 336-338 and 403-412], and [Exhibit A: Book 2, pages 68-76].**

For a photographic account of the location and evidence collection, refer to the photographs submitted by SSB and ICIB investigators **[Exhibit B].**

**WITNESS JANE DOE 3**

On September 13, 2017, ICIB Sergeant [redacted], and Deputy [redacted], assisted with interviews of inmates housed in Modul[redacted] During the interviews, they contacted Witness Doe 3, who appeared nervous and apprehensive about providing any information. As a result, Witness Doe 3 was later interviewed by a female sergeant, ICIB Sergeant Shrout, [redacted]; however, Witness Doe 3 did not provide any information which indicated she was a victim of sexual misconduct by Subject Scotti.

On September 14, 2017, Witness Doe 3 informed CRDF personnel she wanted to speak to ICIB investigators to report an incident involving Subject Scotti.

On September 15, 2017, ICIB investigators, Sergeants Stone and Khasaempanth, interviewed Witness Doe 3, two times **[Exhibit A: Book 3, Attachment 1 – JD3]**. During the interviews, Witness Doe 3 said she was housed in Module [redacted] and she

withheld information during the previous interviews because she was concerned about repercussions of her own actions with Subject Scotti.

The alleged incidents between Witness Doe 3 and Subject Scotti occurred between one to one and half months prior to the interviews involving Subject Scotti's arrest. Witness Doe 3 described Subject Scotti as a "flirt" and as someone who made comments to inmates laced with sexual innuendos. One day, Subject Scotti engaged Witness Doe 3 in conversation while she was in her cell taking a "sponge bath." Witness Doe 3 tried to cover her body and Subject Scotti asked why she was doing so. Subject Scotti inquired about Witness Doe 3's criminal charges and asked her if she was a prostitute. Subject Scotti indicated he might be willing to pay her.

Prior to the incident between Witness Doe 3 and Subject Scotti, they had three to four additional inappropriate conversations. Witness Doe 3 was not certain when the sexual encounter occurred; however, it occurred when she was getting ready to take a shower. Witness Doe 3 took off her thermals, but left her county issued tee shirt on, when Subject Scotti entered her open cell door. He stood in the doorway and asked Witness Doe 3 why she was not dressed. Subject Scotti then said, "Let me see what you are working with."

Witness Doe 3 interpreted Subject Scotti's statement as his way of asking to see her vagina. Witness Doe 3 sat on a seat inside her cell and faced Subject Scotti. Subject Scotti asked her to "open it up." Witness Doe 3 opened her legs and exposed her vagina. Subject Scotti proceeded to unzip his pants, pulled his penis out and started masturbating, as he stood in the doorway.

As Subject Scotti stroked his penis, he called Witness Doe 3 over to him and asked her if she could get his penis "hard." Witness Doe 3 walked over to Subject Scotti, knelt down in front of him, and orally copulated Subject Scotti's penis for approximately four minutes. Subject Scotti asked Witness Doe 3 if she would "swallow" and if she could "take it all." Witness Doe 3 sensed Subject Scotti was going to ejaculate, so she moved away and stood up. Subject Scotti masturbated until he ejaculated on the cell floor. Subject Scotti cleaned himself and wiped the semen off the floor with a piece of toilet paper, which he discarded. Subject Scotti ended their encounter by telling Witness Doe 3, "What's understood don't need to be spoken. Are we good?" Witness Doe 3 informed Subject Scotti they were good. Subject Scotti "tapped" her buttocks with his hands and walked away.

Prior to their sexual encounter, Witness Doe 3 requested Subject Scotti to move her from her cell to the dayroom. August 30, 2017, after their sexual encounter, Witness Doe 3 was selected to move to a bunk bed inside the dayroom. Witness Doe 3 later saw Subject Scotti, while she was housed in the dayroom, and he commented, "See, good things come to those who wait." All transcripts related to Witness Doe 3 interviews were included in the ICIB casebook **[Exhibit A; Book 3 (ICIB Exhibits EEE and HHH)].**

**IAB Note:** **At the conclusion of Jane Doe 3's last interview, SSB, Forensic Identification Specialist Jane Mark, [redacted], photographed the interior/exterior of cells [redacted] and [redacted] [Exhibit A: Book 3, Attachment 1 – JD3]. She later completed a Crime Scene Investigation Report, dated September 20, 2017 [Exhibit A: Book 3 (ICIB Exhibit FFF)]. Also refer to Senior Criminalist Daughetee's crime scene report, dated October 27, 2017 [Exhibit A: Book 1, pages 336-338] and [Exhibit A: Book 2, pages 71-74].**

On October 20, 2017, ICIB Sergeants Stone and Escobedo re-interviewed Witness Doe 3. The purpose of the interview was to obtain further details that would enable investigators to locate DVTel footage related to her allegations against Subject Scotti. Witness Doe 3 provided additional details, including a different date as to when the incident may have occurred. She also claimed to have discussed the incident with Inmate [redacted]

**IAB Note:** **Witness Inmate [redacted] (Witness [redacted], was interviewed by ICIB Sergeants Stone and Escobedo on October 10, 2017. Witness [redacted] said Witness Doe 3 told her about her sexual encounter with Subject Scotti the night of September 14, 2017. Witness [redacted] recount of the events that occurred between Witness Doe 3 and Subject Scotti were similar to those Witness Doe 3 provided to ICIB investigators. Witness [redacted] interview was audio recorded [Exhibit A: Book 3, Attachment 1, JD3-JD3 Witness Interviews- JD3 Wit IM [redacted] 101017].**

All ICIB interviews of Witness Doe 3 were audio recorded **[Exhibit A: Book 3, Attachment 1- JD3- JD3 Victim Interviews]** and transcribed **[Exhibit A: Book 3 (ICIB Exhibits EEE and HHH)]**.

ICIB investigators did a comprehensive review of all DVTel video footage related to Witness Doe 3's allegations. ICIB investigators obtained Subject Scotti's complete Scheduling Management System schedule for the entire time he was assigned at CRDF, May 2016 through September 2017 **[Exhibit A: Book 3 (ICIB Exhibit III)]**. ICIB investigators compared Subject Scotti's work schedule to the dates Witness Doe 3 was incarcerated at CRDF, from May 2016 through September 2017. ICIB investigators could not find video surveillance to corroborate Witness Doe 3's allegations.

**IAB Note:** **Inmate [redacted], was Witness Doe 3's cellmate during the alleged sexual encounter between Doe 3 and Subject Scotti. Witness [redacted] was interviewed by ICIB Sergeants Stone and Khasaempanth on September 21, 2017. Witness [redacted] denied witnessing anything inappropriate between Witness Doe 3 and Subject Scotti. Witness [redacted]**

**interview was audio recorded [Exhibit A: Book 3, Attachment 1, JD3-JD3 Witness Interviews].**

**Inmate [redacted], was also interviewed by ICIB Sergeants Stone and Khasaempanth on September 21, 2017. She denied witnessing any interaction between Witness Doe 3 and Subject Scotti. Witness [redacted] said two months prior, she heard Inmate [redacted], brag about giving Subject Scotti a "blowjob." Witness [redacted] interview was audio recorded [Exhibit A: Book 3, Attachment 1- JD3- JD3 Witness Interviews, JD3 IM [redacted]092117].**

## Biological Evidence, Crime Scene and DNA Analysis Reports

Personnel from the Department's Scientific Services Bureau (SSB) responded as requested by ICIB investigators. For descriptions of evidence, evidence location and collection, refer to the following SSB reports: **[Exhibit A: Book 1, pages 336-338], [Exhibit A: Book 2, pages 71-74]** and **[Exhibit A: Book 3 (ICIB Exhibit FFF)].**

For a photographic account of the location and evidence collection, refer to the photographs submitted by SSB and ICIB investigators **[Exhibit A: Book 3, Attachment 1, JD3 - 2100 Photos Crimelab Cell 7 and 8], and [Exhibit B].**

## WITNESS JANE DOE 4

On September 14, 2017, Witness Doe 4 alleged she performed oral copulation on Subject Scotti while she was housed in Modul[redacted] Witness Doe 4 was immediately interviewed by CRDF Sergeant Mechaelle-Ann Allen, [redacted].

**IAB Note: Module [redacted] is an administrative segregation module. The inmates housed in Module [redacted]are classified as keep-away from inmates housed in general population. Inmates housed in this module must be escorted and supervised during any activity/movement outside of their pod.**

On September 11, 2017, at approximately 0030 hours, Subject Scotti escorted Witness Doe 4 from Module [redacted] to CRDF's main clinic. Sometime during their contact, Subject Scotti asked her to orally copulate his penis. Witness Doe 4 said she complied and added Subject Scotti ejaculated in her mouth. After the incident, Witness Doe 4 wrote the incident date and time, along with Subject Scotti's name on her cell wall. Sergeant Allen inspected the cell wall and took a photograph **[Exhibit A: Book 2, page 96]**. The interview was video recorded **[Exhibit A: Book 3, Attachment 1, JD4-JD4 Victim Interviews].**

After Witness Doe 4's interview, Sergeant Allen reviewed DVTel surveillance footage from Module [redacted]and identified video footage consistent with Witness Doe 4's account

of the incident she reported. Sergeant Allen provided the video footage to ICIB Sergeant Stone **[Exhibit A: Book 3, Attachment 1, JD4-JD4 DVTel]**.

**IAB Note: ICIB noted that Sergeant Allen's recorded interview of Witness Doe 4 was incomplete. Sergeant Allen informed Sergeant Stone the video equipment malfunctioned during the interview.**

Sergeant Allen documented her actions and her interview of Witness Doe 4 in a supplementary report **[Exhibit A: Book 2, pages 109-110]**.

Witness Doe 4 was transported to LAC+USC Medical Center by CRDF Deputies Carolina Cervantes, [redacted], and Belen Castillo, [redacted] A SART exam was conducted by Registered Nurse Lisa Pinkney. Refer to Deputy Castillo's supplementary report **[Exhibit A: Book 2, pages 97-98]**. Witness Doe 4 SART kit and Forensic Medical Report was later booked into evidence **[Exhibit A: Book 2, pages 99-108]**.

On September 15, 2017, Witness Doe 4 was interviewed by ICIB Sergeants Stone and Khasaempanth. Witness Doe 4 met Subject Scotti while she was incarcerated at CRDF from October 16, 2015 to October 7, 2016; however, they did not have any personal interaction. After her release, Witness Doe 4 was re-arrested in 2017 and was housed at CRDF.

In the evening of September 10, 2017, Witness Doe 4 was feeling ill and requested to go to the clinic. She was escorted by Deputy Jennifer Rodriguez, [redacted] While at the clinic, Witness Doe 4 saw Subject Scotti staring at her. She and Subject Scotti made eye contact and engaged in conversation. Witness Doe 4 asked Subject Scotti if she could take the clinic blanket back with her to her cell. Subject Scotti allowed her to keep the blanket and told her she "owed him." Subject Scotti escorted Witness Doe 4 back to Module [redacted]

Witness Doe 4 walked inside her cell, at which time, Subject Scotti signaled the module officer in the control booth to close the cell door. After her cell door closed, Subject Scotti walked away and opened the divider door that connected to Pod 2. He stood in the doorway, and while facing Witness Doe 4's cell, Subject Scotti unzipped his pants, pulled out his erect penis and showed it to Witness Doe 4. After a short time, Subject Scotti put his penis back in his pants and walked toward the module control booth.

Later, Subject Scotti walked back to Witness Doe 4's cell and used his facility keys to open her cell's food tray slot. Through the closed door, Subject Scotti asked her to show him something. Witness Doe 4 initially said no; however, she felt Subject Scotti would not leave until she showed him something. Witness Doe 4 pulled up her shirt and bra, and showed Subject Scotti her breasts. Subject Scotti looked downward and Witness Doe 4 understood his gesture, as he wanted her to "go down."

Witness Doe 4 walked close to the tray slot, and lowered her body downward, at which point Subject Scotti reached in and touched her breasts. Subject Scotti then inserted his left index finger in her mouth. Witness Doe 4 sucked Subject Scotti's finger, as he

fondled his penis with his right hand. At some point, Subject Scotti placed his penis in the food tray slot and she orally copulated his penis for two to three minutes, until Subject Scotti ejaculated in her mouth. After he ejaculated, Witness Doe 4 spat Subject Scotti's semen into the toilet. Subject Scotti placed his penis back in his pants and walked away.

**IAB Note: The food tray slot's dimension: 16.5 inches long, 6.5 inches high, and 2 inches in depth.**

After Subject Scotti walked away, Witness Doe 4 brushed her teeth. Approximately thirty to forty minutes later, Subject Scotti passed by her cell two additional times, but they had no further contact. Additionally, after Witness Doe 4's sexual encounter with Subject Scotti, she wrote "Scotti" followed by the date and time of the incident ("Scotti, 12:40, 9/11/17") on her cell's south wall, next to her bunk bed **[Exhibit A: Book 3, Attachment 1, JD4 [redacted] Photos 141 Mark, img_6681pic01]**.

Witness Doe 4 was interviewed multiple times on September 15, 2017. All interviews were audio recorded **[Exhibit A: Book 3, Attachment 1, JD4 - JD4 Victim Interviews]** and transcribed **[Exhibit A: Book 2, pages 114-194].**

Witness Doe 4 was interviewed by ICIB Sergeants Stone and Escobedo on November 15, 2017. Witness Doe 4 was interviewed for the purpose of reviewing video surveillance related the incident involving Subject Scotti. The interview was audio recorded **[Exhibit A: Book 3, Attachment 1, JD4 - JD Victim Interviews]** and transcribed **[Exhibit A: Book 2, pages 211-221]**.

A timeline of the incidents described by Witness Doe 4 was detailed and included in the ICIB casebook **[Exhibit A: Book 2, pages 197-201]**.

## Biological Evidence, Crime Scene and DNA Analysis Reports

Personnel from the Department's Scientific Services Bureau (SSB) responded to CRDF as requested by ICIB investigators. For descriptions of evidence, evidence location and collection, refer to the following SSB reports: **[Exhibit A: Book 1, pages 336-338]** and **[Exhibit A: Book 2, pages 71-76 and 222-223].**

The location where the incident occurred was photographed by SSB **[Exhibit A: Book 3, Attachment 1, JD4 - 2100 Photos 141 Mak]**, and **[Exhibit B- SSB [redacted] Photos 091317 (213)].**

## WITNESS JANE DOE 5

On September 15, 2017, Witness Doe 5 reported a sexual incident involving Subject Scotti in Module [redacted], and subsequently interviewed by ICIB Sergeants Stone and Khasaempanth.

Witness Doe 5 was housed in Module [redacted] as an inmate worker. She believed the first incident occurred on/or about August 21, 2017, while she was assigned to clean the "mini-clinics" in Module [redacted]. She worked PM shift in Module [redacted] and saw Subject Scotti earlier during her shift, but they did not interact. Later during the day, Witness Doe 5 took a shower in Module [redacted] before returning to her housing location. Witness Doe 5 explained "trustees" are routinely allowed to shower in Module [redacted] during the last hour of their shift. After she showered, Inmate [redacted] (Witness [redacted] informed her Subject Scotti was watching her (Witness Doe 5) as she showered.

**IAB Note:** **An inmate worker, also known as a trustee, is any inmate assigned to a work detail or performing a specific job.**

During the second incident, at approximately 2245 hours on or about August 21, 2017, Witness Doe 5 was in the recreation yard with Witness [redacted] when Subject Scotti looked at her and made a gesture with his hands. Witness Doe 5 interpreted the motion as a request for her to lift her shirt and expose her breasts. Witness Doe 5 lifter her shirt up and briefly exposed her breasts for Subject Scotti.

Later in the shift, Subject Scotti was inside the control booth and motioned Witness Doe 5 to approach the booth. Witness Doe 5 approached the booth door and saw Subject Scotti standing on the steps near the booth entry door, talking with his partner, Deputy Rivas, [redacted]. As Subject Scotti stood on the steps, he unzipped his pants and exposed his penis. Witness Doe 5 said Witness [redacted] walked by and saw Deputy Scotti's exposed penis.

As Subject Scotti had his penis exposed, he grabbed Witness Doe 5's hand, and placed it on his erect penis, as he continued conversing with Deputy Rivas, who seemed to be oblivious about the incident because she was focused on her computer. Witness Doe 5 explained, Subject Scotti was standing in front of a half wall and a wooden barrier, which blocked Deputy Rivas' view. At some point, Deputy Rivas moved in her chair and Subject Scotti pushed Witness Doe 5's hand away from his penis, and Witness Doe 5 walked away from the control booth and back to the recreation area where she discussed the incident with Witness [redacted]

**IAB Note:** **ICIB noted that a review of DVTel footage for August 12, 2017, revealed the incidents described by Witness Doe 5 may have occurred between 2250 and 2320 hours on August 12, 2017 [Exhibit A: Book 3, Attachment 2 – JD5 DVTel].**

Witness Doe 5 described a different incident involving Subject Scotti and believed the incident occurred in Module [redacted] on or about August 24, 2017. On the day of the incident, Deputy Rivas was Subject Scotti's partner.

The incident occurred while Deputy Rivas was away from the module. Subject Scotti signaled Witness Doe 5 to enter the "step-down library" room, which is directly across

from the control booth. Subject Scotti left the control booth and followed Witness Doe 5 into the room.

**IAB Note: ICIB noted that the room Witness Doe 5 was referring to was room [redacted], labeled as the multi-purpose room. The described room was approximately 8'x8' and contains a video conference machine, and a fixed table. A mobile library cart labeled "Step-down Library" is also stored inside the room.**

Once inside the room, Subject Scotti turned Witness Doe 5 away from him and bent her at the waist, as he stood behind her. Subject Scotti pulled her pants and underwear down, and inserted his erect penis in her vagina. As Subject Scotti had his penis inside her vagina he thrusted his penis back and forth six to seven times, as he groped her breast over her shirt.

Witness Doe 5 heard Subject Scotti groan before he removed his penis from inside her vagina; however, she did not believe he ejaculated inside her. After Subject Scotti pulled his penis out, Witness Doe 5 turned around and saw Subject Scotti's right hand cupped under his penis. Witness Doe 5 was not able to tell if Subject Scotti ejaculated into his hand. Subject Scotti then told Witness Doe 5 to "fix herself." Witness Doe 5 pulled up her underwear and pants, and quickly exited the room. Shortly after, Deputy Rivas returned to the module and escorted Witness Doe 5, and the other inmate workers, back to their housing location, Module [redacted] Witness Doe 5 said she talked to Inmate [redacted] about the incident.

**IAB Note: November 1, 2017, ICIB Sergeants Stone and Escobedo interviewed Witness [redacted] Witness [redacted] recalled an incident in which Subject Scotti warned two inmates about a cell search that was about to occur, and told them to dispose of the pens they used to tattoo other inmates. Deputies later searched the cells, but the pens were not found.**

**Witness [redacted] confirmed she told Witness Doe 5 of the time Subject Scotti was standing up inside the booth as Witness Doe 5 showered. She also confirmed Witness Doe 5 told her she exposed her breasts to Subject Scotti, and had "intercourse" with him. Witness [redacted] denied witnessing any inappropriate behavior between Witness Doe 5 and Subject Scotti.**

**Witness [redacted] interview was audio recorded [Exhibit A: Book 3, Attachment 2, JD5 – JD5 Witness Interviews]** and transcribed **[Exhibit A: Book 2, pages 424-480].**

Witness Doe 5 described another incident, which occurred a week later in Module [redacted] Deputy Casanova called Witness Doe 5 to the deputy station and informed her Subject Scotti was in the control booth and wanted to talk with her. Witness Doe 5 walked to

the control booth, and while inside the booth, Subject Scotti gestured her to "flash" him, which she did. Subject Scotti also asked her to volunteer to work Module [redacted] during one of her workdays. Witness Doe 5 did not volunteer as requested by Subject Scotti.

**IAB Note: ICIB noted that a review of DVTel footage revealed the above incident described by Witness Doe 5 may have occurred August 21, 2017, beginning at approximately 1210 hours [Exhibit A: Book 3, Attachment 2 – JD5 DVTel].**

Witness Doe 5 described another incident, which occurred days prior to her interview with ICIB investigators. The incident occurred September 13, 2017. Subject Scotti was working the early morning shift when he walked into Module [redacted] and engaged Deputy Rivas in conversation. Shortly after, Subject Scotti asked Witness Doe 5 to help him "do the rounds" in Module [redacted]. Witness Doe 5 agreed and walked with Subject Scotti to Module [redacted], Pod 2, where she delivered toilet paper and candy to other inmates.

At some point, Witness Doe 5 and Subject Scotti walked through the door that leads to Pod 3 and walked down the stairs. Subject Scotti asked her to go to the corner of the pod, "in the cut." Witness Doe 5 described "the cut" as a secluded corner of the pod. She believed Subject Scotti's intention was to sexually assault her. Witness Doe 5 did not follow Subject Scotti's instructions, because she saw Deputy Rivas walking as she did the security checks. Witness Doe 5 feared getting caught and potentially getting fired as an inmate worker. As a result, Witness Doe 5 immediately left and ran back to Module [redacted] to get away from Subject Scotti.

**IAB Note: ICIB noted that a review of DVTel footage revealed the incident described by Witness Doe 5 occurred on September 10, 2017, at the beginning of Subject Scotti's EM shift [Exhibit A: Book 3, Attachment 2 – JD5 DVTel]. Department records showed September 10, 2017, was the only day Subject Scotti worked Module [redacted] in September 2017.**

A timeline of all incidents described by Witness Doe 5 were detailed and included in the ICIB casebook **[Exhibit A: Book 2, pages 323-328, 240-241 and 481-482].**

Witness Doe 5 was interviewed October 30, 2017, at 1206 hours, by Sergeants Stone and Escobedo. The purpose of the interview was for Witness Doe 5 to identify herself on video surveillance footage captured by DVTel cameras. During this interview, ICIB investigators determined all the incidents Witness Doe 5 described during her initial interview occurred August 12, 2017, and not on two separate days as she originally indicated.

**IAB Note: ICIB noted that during the October 30, 2017, interview, Witness Doe 5 identified an inmate she previously believed to be Witness [redacted] as Inmate [redacted] This was the inmate who witnessed the incident that occurred on August 12, 2017, between 2250 and 2320 hours.**

Witness Doe 5's interviews were audio recorded **[Exhibit A: Book 3, Attachment 1, JD5 – JD5 Victim Interviews]** and transcribed **[Exhibit A: Book 2, pages 244-322 and 339-397]**.

**IAB Note:** **Witness Inmate [redacted] was interviewed by ICIB Sergeants Stone and Escobedo. Witness [redacted] watched video footage of the incident that occurred August 12, 2017, at approximately 2250 hours, and identified herself as the inmate walking by as Witness Doe 5 stood in the doorway of Module [redacted]. She denied seeing or hearing anything inappropriate as described by Witness Doe 5.**

**Witness [redacted] interview was audio recorded [Exhibit A: Book 3, Attachment 2, JD5 – JD5 Witness Interviews] and transcribed [Exhibit A: Book 2, pages 398-423].**

**Biological Evidence, Crime Scene and DNA Analysis Reports**

Personnel from the Department's Scientific Services Bureau (SSB) responded as requested by ICIB investigators. For descriptions of evidence, evidence location and collection, refer to the following SSB reports: **[Exhibit A: Book 1, pages 336-338]**, and **[Exhibit A: Book 2, pages 71-74]**.

Several areas of concern in Module [redacted] were photographed by Forensic Identification Specialist Donna Thomas **[Exhibit A: Book 3, Attachment 2- [redacted] Photos (66) Thomas]**.

**WITNESS JANE DOE 6**

On September 19, 2017, CRDF Sergeant Marlon Johnson, [redacted], reviewed CRDF DVTel surveillance footage for the entire EM shift of September 13, 2017. Sergeant Johnson noticed possible illicit activity between Subject Scotti and a female inmate, later identified as Witness Doe 6. The activity in question occurred in the recreational area of Module [redacted], on September 12, 2017, between 2230 and 2350 hours **[Exhibit B: [redacted] 091317EM 200-000 (091217)]**.

**IAB Note:** **ICIB noted that Witness Doe 6 was interviewed by ICIB Sergeant Kimura and Deputy [redacted] on September 13, 2017; however, during that interview, she did not provide any information indicating she had any type of sexual interaction with Subject Scotti [Exhibit A: Book 1, Attachment 2].**

Witness Doe 6 was re-interviewed September 19, 2017, at approximately 1846 hours, by ICIB Sergeants Stone and Khasaempanth. During that interview, Witness Doe 6 said her first encounter with Subject Scotti occurred September 12, 2017, between 2200-0000 hours. Witness Doe 6 and Subject Scotti engaged in conversation laced with sexual innuendos. At some point during their exchange, Witness Doe 6 asked

Subject Scotti to meet her in thirty minutes, in the outdoor recreation yard. Witness Doe 6 proceeded to her bunk bed and 30 minutes later, she walked to the recreation area and waited for Subject Scotti.

Subject Scotti met Witness Doe 6 in the recreation yard. Witness Doe 6 sat on a chair as she talked and laughed with Subject Scotti. Their conversation ended when Deputy Jason Little, [redacted], entered the module and Subject Scotti walked out to meet Deputy Little. Witness Doe 6 stayed in the recreational area and hid behind some chairs.

After a short period of time, Deputy Little left the module and Subject Scotti returned to the recreational area. When Subject Scotti returned, he unzipped his pants and pulled out his erect penis, in front of Witness Doe 6. Subject Scotti asked Witness Doe 6 to touch his penis. Witness Doe 6 grabbed Subject Scotti's penis, and he asked her if she "wanted to suck it." Witness Doe 6 said, "No."

At some point during their interaction, Subject Scotti asked Witness Doe 6 to show him her breasts, Witness Doe 6 lifted her shirt up, exposing her breasts. Subject Scotti asked Witness Doe 6 if he could touch her breast, and she agreed. Subject Scotti touched Witness Doe 6's breast and asked her if he could suck them. Witness Doe 6 said he could, and Subject Scotti sucked her left breast. At some point during their interaction, Witness Doe 6 and Subject Scotti kissed on the lips. Witness Doe 6 ended their sexual interaction and returned to her bunk bed.

Witness Doe 6's interaction with Subject Scotti was consensual and she described Subject Scotti as a "gentleman," because even when she declined to orally copulate his penis, he did not press the issue. Witness Doe 6's interview was audio recorded **[Exhibit A: Book 1, Attachment 1- Victim Jane Doe #6 091917 ICIB Stone]** and transcribed **[Exhibit A: Book 1, pages 375-398]**.

A timeline of the incidents described by Witness Doe 6 were detailed and included in the ICIB casebook **[Exhibit A: Book 2, pages 323-328]**.

On October 30, 2017, Witness Doe 6 was interviewed by ICIB Sergeants Stone and Escobedo. The purpose of the interview was for Witness Doe 6 to identify herself on the DVTel video footage of Module [redacted] Witness Doe 6 positively identified herself as the woman depicted in the video. The interview was recorded **[Exhibit A: Book 3, Attachment 3- JD6]** and transcribed **[Exhibit A: Book 2, pages 93-95]**.

Several areas of concern in Module [redacted] were photographed by SSB **[Exhibit B- Jane Doe #6 Photos of [redacted] and Rec Yard]** and **[Exhibit B- SSB [redacted] Photos 091317]**.

*The following victims did not meet the criteria to remain confidential per Penal Code Section 293(a) and Government Code 6254. As a result, ICIB referenced them by name.*

**WITNESS INMATE** [redacted]

On October 23, 2017, Sergeant Bernal interviewed Witness [redacted] via a recorded telephone line **[Exhibit A: Book 4, Attachment 4- Interviews and Transcripts]**. During the interview, Witness [redacted] alleged Subject Scotti groped her breasts and asked her to expose herself to him. Sergeant Bernal documented the interview **[Exhibit A: Book 4, pages 1079-1081]** and notified Sergeant [redacted] of his findings. The interview was later transcribed **[Exhibit A: Book 4, pages 1082-1096]**.

On November 2, 2017, Sergeants Bernal and Escobedo interviewed Witness [redacted] **[Exhibit A: Book 4, pages 1100-1102]**. The interview was recorded **[Exhibit A: Book 4, Attachment 4- Interviews and Transcripts]** and transcribed **[Exhibit A: Book 4, pages 1103-1143]**.

Witness [redacted] met Subject Scotti while she was an inmate at CRDF between October 9, 2015 and September 27, 2016. Several days prior to her release from CRDF, she provided Subject Scotti her e-mail address. Witness [redacted] and Subject Scotti exchanged phone numbers and planned to meet for lunch and/or dinner after her release. Subject Scotti told Witness [redacted] he wanted to take her to his home and have "sexual relations" with her.

After Witness [redacted] was released, she and Subject Scotti communicated via social media platform (Facebook), and text messages; however, they did not meet as previously planned.

**IAB Note:** **Witness [redacted] granted ICIB investigators access to her Facebook account, which showed Witness [redacted] and Subject Scotti communicated via Facebook Messenger on October 29, 2016, shortly after her release from custody [Exhibit A: Book 4, pages 1194-1199].**

**IAB Note:** **Witnes[redacted] provided ICIB investigators access to her cellphone and cellphone data. Later, at the request of ICIB investigators, Detective Daniel Morgan [redacted], from the Southern California High Tech Task Force, completed a forensic extraction of Witness [redacted] cellphone data [Exhibit A: Book 4, Attachment 5]. The extracted data did not reveal any information associated with Subject Scotti. For further, refer to Detective Morgan's supplementary report [Exhibit A: Book 4, pages 1187-1189].**

Witness [redacted] and Subject Scotti stopped communicating after she was re-arrested on November 21, 2016. When Witness[redacted] was re-arrested, she returned to CRDF, where she saw Subject Scotti. On one occasion, Subject Scotti escorted Witness [redacted] to her housing location via the elevator. While in the elevator, Subject

Scotti groped Witness [redacted] breasts. Later that evening, Subject Scotti visited Witness [redacted] cell and she "exposed herself to him."

ICIB investigators reviewed video footage showing Subject Scotti touching Witness [redacted] breast over her clothing, while they were in a staff elevator **[Exhibit A: Book 4, Attachment 4- DVTel Footage]**. A timeline of the video footage was included in the ICIB casebook **[Exhibit A: Book 4, pages 1144-1145]**.

**IAB Note: ICIB investigators noted there was no DVTel video footage showing Witness [redacted] exposing herself to Subject Scotti. The incident allegedly occurred while Witness [redacted] was in her cell. The DVTel camera system does not record inside inmate cells.**

ICIB Sergeants Escobedo and [redacted] interviewed Witness [redacted] January 23, 2018. The purpose for the interview was to give Witness [redacted] the opportunity to identify Subject Scotti from a photographic array, and to watch DVTel video footage from the above described incident. Witness [redacted] identified herself and Subject Scotti on the video, and narrated the incident. The interview was recorded **[Exhibit A: Book 4, Attachment 4- Interviews and Transcripts]** and transcribed **[Exhibit A: Book 4, pages 1149-1185]**.

**WITNESS INMATE [redacted]**

As a result of Inmate [redacted] allegation involving Witness [redacted] ICIB Sergeants Stone and Escobedo interviewed Witness [redacted] on October 10, 2017. During the interview, Witness [redacted] described Subject Scotti as a "regular" deputy. She denied having any contact with Subject Scotti and denied he ever made any sexual advancements toward her. Witness [redacted] interview was audio recorded **[Exhibit A: Book 3, Attachment 1- JD3- JD3 Witness Interviews, Poss Vic [redacted] 101017 Unfounded (J...]**.

Sergeants Bernal and Fortelny interviewed Witness [redacted] on February 20, 2018. The interview stemmed from an interview of former inmate, [redacted], on December 14, 2017, wherein Ms. [redacted] alleged she heard a deputy (not Subject Scotti) tell Witness [redacted] she could have whatever she (Witness [redacted] wanted, as long as she slept with him. Witness [redacted] denied being the victim of sexual misconduct from Department personnel **[Exhibit A: Book 5, Attachment 6- [redacted] interview by Bernal]**.

**IAB Note: The above incident was recorded and investigated by ICIB under URN 918-00026-2003-441. For further information, refer to IAB administrative investigations IV2452156 and IV2495659.**

**IAB Note: For further information regarding [redacted] interview, refer to the Additional Information section of this summary.**

ICIB Sergeant [redacted] interviewed Witness [redacted] on August 6, 2018 **[Exhibit A: Book 5, Attachment 6- 17-00048-20 [redacted] Interview by [redacted]]**. During this interview, Witness [redacted] said she met Subject Scotti while she was housed in Module [redacted]. Their conversations turned from professional to flirtatious in nature. At some point, while Subject Scotti was completing security checks, he asked her to expose her body to him. Witness [redacted] did not comply.

Witness [redacted] described a second incident where Subject Scotti said, "Give it a little grab." Witness [redacted] complied and touched Subject Scotti's erect penis over his clothing. Witness [redacted] said the incident occurred while they were in the elevator as he escorted her to the clinic. Witness [redacted] believed the clinic-pass was a fake request for her to walk with Subject Scotti. Witness [redacted] spoke about an incident involving Inmate [redacted].

> **IAB Note: Ms. [redacted] declined to be interviewed by ICIB investigators [Exhibit A: Book 5, pages 1820-1821].**

ICIB investigators reviewed DVTel surveillance footage of Module [redacted] dated June 19, 2017 **[Exhibit A: Book 5, Attachment 6- [redacted]** The video footage depicted the incident where Witness [redacted] touched Subject Scotti's groin area. ICIB investigators created a timeline of the events captured by DVTel **[Exhibit A: Book 5, pages 1805-1807]**.

Witness [redacted] was re-interviewed by ICIB investigators August 9, 2018. The purpose of the interview was to show Witness [redacted] DVTel video surveillance footage for identification purposes. Witness [redacted] identified herself and Subject Scotti as the two individuals captured on video surveillance.

Witness [redacted] interviews were audio recorded **[Exhibit A: Book 5, Attachment 6- 17-00048-20 [redacted] Interview #2 by ...]** and transcribed **[Exhibit A: Book 5, pages 1764-1804, and 1808-1812]**.

*ICIB investigators identified several CRDF inmates as potential witnesses or willing participants involving allegations of misconduct by Subject Scotti. Based on the allegations, ICIB investigators contacted those inmates/former inmates. The following are summaries of those individuals who provided information; however, they either denied the allegations occurred, or their statements could not be corroborated.*

**WITNESS INMATE [redacted]**

Witness [redacted] was interviewed September 18, 2017, by ICIB Sergeants Stone and [redacted]. The interview was audio recorded **[Exhibit A: Book 3, Attachment 3- Witness [redacted] - Interviews]** and transcribed **[Exhibit A: Book 3 (ICIB Exhibit KKK)]**.

On September 11, 2017, Witness [redacted] was inside her cell, Module [redacted], Pod 3, cell [redacted], when she and Subject Scotti engaged in conversation about their tattoos. During their conversation, Subject Scotti looked at her chest and asked her to show him "something." After repeated requests, Witness [redacted] realized Subject Scotti wanted to see her breasts. Fearing retaliation, Witness [redacted] complied and showed Subject Scotti her breasts. Subject Scotti walked away and later returned, but nothing further occurred.

ICIB investigators determined the day of the alleged incident may have occurred September 10, 2017, as that was the only day Subject Scotti worked Module [redacted]. Video surveillance footage captured by the DVTel system showed Subject Scotti briefly checking Witness [redacted]' cell, at approximately 2207 hours **[Exhibit A: Book 3, Attachment 3- Witness [redacted] - DVTel [redacted] Pod 3]**. Subject Scotti returned to Witness [redacted]' cell, at approximately 2217 hours, and opened the food tray slot of cell [redacted]. It appeared Subject Scotti engaged Witness [redacted] in conversation. He later dropped an item in front of cell [redacted], and kicked the item under the door. A timeline of the incidents captured by video surveillance were detailed and included in the ICIB casebook **[Exhibit A: Book 2, pages 240-241]**.

**IAB Note:** **ICIB noted Witness [redacted] was initially interviewed by CRDF Sergeant Bass, [redacted] on September 17, 2017. The interview was video recorded [Exhibit A: Book 3, Attachment 3- Witness [redacted] - Interviews].**

**IAB Note:** **Witness Inmate [redacted] was identified as the inmate housed in cell [redacted], next to Witness [redacted]' cell. Witness [redacted] was interviewed on September 18, 2017, by ICIB Sergeants Stone and [redacted] [Exhibit A: Book 3, Attachment 3- Witness [redacted] - Interviews- 48 Wit [redacted] 091817 Stone [redacted] ICIB]. Witness [redacted] said she heard Subject Scotti tell Witness [redacted] to let him "see something." She denied witnessing anything inappropriate between them.**

**IAB Note:** **ICIB Investigators noted Witness Doe 5 was close-by during Witness [redacted] interaction with Subject Scotti. During Witness Doe 5's interview, she mentioned the interaction between Subject Scotti and Witness [redacted]; however, Witness Doe 5 did not report hearing Subject Scotti ask Witness [redacted] to expose her breasts. Furthermore, Witness Doe 5 did not say she saw Witness [redacted] expose her breasts to Subject Scotti. Refer to Witness Doe 5's timeline [Exhibit A: Book 2, pages 240-241].**

**WITNESS INMATE [redacted]**

Based on the information provided by Witness [redacted] Sergeants Bernal and Fortelny interviewed Witness [redacted] on October 3, 2017 **[Exhibit A: Book 3 (ICIB Exhibit PPP)]**. Sergeant Bernal's interview was audio recorded **[Exhibit A: Book 3, Attachment 3- Victim [redacted] Victim Interviews]**.

Subject Scotti asked Witness [redacted] to kiss him, but she refused. Additionally, Witness [redacted] alleged Subject Scotti touched her breasts, but she had no desire to testify against him in court.

Sergeant Bernal immediately notified ICIB Sergeant Stone of his findings. On October 18, 2017, ICIB Sergeants Stone and Escobedo interviewed Witness [redacted] The interview was audio recorded **[Exhibit A: Book 3, Attachment 3- Victim [redacted] DVTel [redacted]** and transcribed **[Exhibit A: Book 3 (ICIB Exhibit QQQ)]**.

Witness [redacted] first encounter with Subject Scotti occurred on February 6, 2017, shortly after she was housed in the EBI Modul[redacted] Subject Scotti was training another deputy when she voiced her concern about her "violent" cellmate, and Witness [redacted] requested to be moved to a different cell. Subject Scotti refused her request; however, Witness [redacted] was later moved by another deputy. As time progressed, Subject Scotti became friendly toward Witness [redacted] and started to comment on her physical appearance.

Witness [redacted] first inappropriate physical contact with Subject Scotti occurred when he called her to his desk and asked her to go to the module's outdoor recreational yard. Witness [redacted] complied with Subject Scotti's request, and he followed her. While in the outdoor area, Subject Scotti directed Witness [redacted] to the far left corner, and asked her to stand in front of some stacked chairs. Witness [redacted] complied and as she stood there, Subject Scotti told her, "Look at my dick, it's hard because of looking at you." Subject Scotti got close, grabbed Witness [redacted] left hand and placed it on his penis, over his clothing. Witness [redacted] moved her hand away and reminded Subject Scotti about the video cameras. Subject Scotti told her not to worry and encouraged her to go along with what was occurring, or she would be moved to a general population module.

Witness [redacted] and Subject Scotti's encounter continued, he placed his right hand inside her shirt and grabbed Witness [redacted] left breast. Subject Scotti kissed Witness [redacted] then ended their contact. After the incident, Witness [redacted] did not see Subject Scotti until several months later, possibly August 2017. Witness [redacted] was alone in the trustee room, sitting on a chair when Subject Scotti engaged her in conversation. Subject Scotti stood in the doorway and asked Witness [redacted] to show him her breasts. Witness [redacted] lifted her shirt and bra, and showed Subject Scotti her breasts, at which time Subject Scotti walked away without further incident.

Sergeant Khasaempanth reviewed DVTel video surveillance footage of Module [redacted] dayroom and outdoor recreation area dated March 27, 2017, from 2130-2154 hours

**[Exhibit A: Book 3, Attachment 3- Victim [redacted] DVTel [redacted]** The video footage depicted Witness [redacted] accounts of her encounter with Subject Scotti; however, ICIB investigators were not able to locate video footage of the time Subject Scotti grabbed Witness [redacted] breast.

A timeline of the incidents that occurred in Module [redacted] were detailed and included in the ICIB casebook **[Exhibit A: Book 3 (ICIB Exhibit RRR)]**.

On October 30, 2017, Witness [redacted] was interviewed a second time by ICIB investigators **[Exhibit A: Book 3, Attachment 3- Victim [redacted] Victim Interviews]**. The purpose of the interview was to afford Witness [redacted] the opportunity to view the video footage of the incident she reported. During this interview, Witness [redacted] said she was not sure when Subject Scotti touched her breast; however, she confirmed she only met Subject Scotti once in the outdoor recreation yard. The interview was later transcribed **[Exhibit A: Book 3 (ICIB Exhibit SSS)].**

> **IAB Note:** **ICIB investigators noted that at the time the report was completed, they had not been able to identify the video segment depicting the time Subject Scotti grabbed Witness [redacted] breast.**

During her initial interview, Witness [redacted] reported an incident where she exposed her breast to Subject Scotti, possibly in August 2017. ICIB investigators checked Subject Scotti's work schedule and reviewed video surveillance footage. During the review of the video footage, ICIB investigators located video footage, dated August 21, 2017 **[Exhibit A: Book 3, Attachment 3- Victim [redacted] DVTel [redacted]** The video showed Subject Scotti and Witness [redacted] in Module [redacted] and they appeared to be conversing with each other; however, video surveillance did not show Witness [redacted] exposing her breast at any time during their verbal interaction. ICIB investigators noted that neither Subject Scotti, nor Witness [redacted] left the cameras' view at any point during their short interaction.

On January 16, 2019, Sergeant [redacted] learned from Lieutenant Maxine Kallenberger, [redacted], Civil Litigation Unit, that during a civil claim deposition, Witness [redacted] claimed she orally copulated Subject Scotti in 2017, while she was an inmate at CRDF. For further refer to Witness [redacted] transcribed deposition **[Exhibit A: Book 5, pages 1849-1908]**.

> **IAB Note:** **ICIB noted Witness [redacted] did not report having orally copulated Subject Scotti during any of her previous interviews.**

In order to investigate Witness [redacted] new claim involving Subject Scotti, ICIB investigators made several attempts to contact Witness [redacted] through her attorney, George Mgdesyan. As of the completion of the ICIB case, ICIB investigators did not receive a response from Witness [redacted] or her attorney.

**INMATE** [redacted]

CRDF personnel interviewed Inmate [redacted] on October 5, 2017. During the video interview, Inmate [redacted] said Subject Scotti constantly visited her cell while she was housed in Module [redacted] As the visits progressed, Subject Scotti started making verbal and non-verbal request for her to expose her breasts. **[Exhibit A: Book 3, Attachment 3- Witness [redacted] Interviews, [redacted] 100517 Video Int CRDF Sgt...]**

On October 18, 2017, ICIB Sergeants Stone and Escobedo interviewed Inmate [redacted] While she was assigned to Module [redacted] Subject Scotti constantly visited her cell. As the visits progressed, Subject Scotti started making verbal and non-verbal request for her to expose her breasts, so she pulled up her shirt and bra, and showed him her breast. During another visit, Subject Scotti opened inmate [redacted] cell door and told her, "I want to fuck." Inmate [redacted] did not report any physical contact between them. The interview was recorded **[Exhibit A: Book 3, Attachment 3- Witness [redacted] Interviews, Vic [redacted] Alleged Flash only 10...]** and transcribed **[Exhibit A: Book 3 (ICIB Exhibit NNN)]**.

On March 28, 2019, Inmate [redacted] was interviewed by ICIB Sergeant [redacted] while she was incarcerated in Folsom State Prison. During the interview, Ms. [redacted] said every staff member at CRDF was "good," with the exception of Subject Scotti.

Inmate [redacted] described incidents of when Subject Scotti told her he wanted to have sex and asked her to expose her breasts to him. Days before her release, she and Subject Scotti exchanged cellphone numbers. Ms. [redacted] alleged she communicated with Subject Scotti after she was released from jail. Ms. [redacted] communication with Subject Scotti ended when Subject Scotti asked to pick her up at her residence, and sent her a picture of himself in civilian clothing. Ms. [redacted] used her mother's cellphone to communicate with Subject Scotti. The interview was audio recorded **[Exhibit A: Book 5, Attachment 6- 17-00048-20, [redacted] Phone Interview by...]** and transcribed **[Exhibit A: Book 5, pages 1941-1969]**.

**IAB Note:** **ICIB investigators noted they attempted to obtain cellphone records from Ms. [redacted] mother, [redacted] At the request of ICIB investigators, Ms. [redacted] attempted to obtain her phone records; however, her phone carrier informed her the records were only retained for one year.**

**FORMER INMATE** [redacted]

On February 6, 2018, ICIB investigators interviewed [redacted] (California Institute for Women-Chino, [redacted]). She initially denied any inappropriate behavior between her and Subject Scotti; however, during an unrecorded interview, Ms. [redacted] accused Subject Scotti of entering her cell and touching her. ICIB investigators attempted to obtain further information; however, Ms. [redacted] refused to answer further questions. Ms.

[redacted] was not willing to be involved in the judicial process, or being classified as a victim. The recorded portions of Ms. [redacted] interview were included with the casebook **[Exhibit A: Book 5, Attachment 6 – [redacted] Interview by [redacted]]** and transcribed **[Exhibit A: Book 5, pages 1386-1408]**.

In an attempt to corroborate Ms. [redacted] allegations, ICIB investigators reviewed her movement history **[Exhibit A: Book 5, pages 1409]**, compared it to Subject Scotti's work schedule **[Exhibit A: Book 5, pages 1412-1413]** and DVTel surveillance footage of September 10, 2017 to September 13, 2017. ICIB investigators did not find video footage to substantiate Ms. [redacted] claims that Subject Scotti opened, or entered her cell.

**INMATE [redacted]**

On September 19, 2017, ICIB investigators interviewed Inmate [redacted], also known as [redacted] Ms. [redacted] made several allegations involving Subject Scotti and said he touched her breast sometime in April 2017, while receiving medical treatment at Martin Luther King Hospital. She was subsequently interviewed by ICIB investigators **[Exhibit A: Book 5, Attachment 6 – F [redacted] Interview by Stone]** and **[Exhibit A: Book 5, Attachment 6 – [redacted] Interview by Escobedo]**. The interviews were transcribed **[Exhibit A: Book 5, pages 1417-1463 and 1466-1502]**.

ICIB investigators reviewed documents related to Ms. [redacted] allegations. Documents showed Subject Scotti did not transport Ms. [redacted] to Martin Luther King Hospital. For further information, refer to Sergeant [redacted] supplementary report **[Exhibit A: Book 5, pages 1230-1233]**.

**INMATE [redacted]**

Inmate [redacted] alleged between March 2017 and April 2017, she asked Subject Scotti to make copies of drawings she received via US postal mail. At Subject Scotti's request, Ms. [redacted] showed Subject Scotti her breasts as payment for the copies. Subject Scotti also asked her to kiss her cellmate, [redacted], who was present. For further, refer to the office correspondence from Sergeant Bernal to Captain Diana Gealta, [redacted] **[Exhibit A: Book 5, pages 1822-1825]**.

> **IAB Note: ICIB investigators attempted to re-contact Ms. [redacted]; however, they were not successful. A review of DVTel surveillance footage did not show anything of significance.**

*Several Department employees were interviewed by ICIB investigators as potential witnesses. The following employee reportedly worked during the times of the allegations against Subject Scotti; however, they did not witness any acts of misconduct by Subject Scotti.*

## WITNESS CUSTODY ASSISTANT [redacted]

Witness [redacted] was interviewed by ICIB investigators September 26, 2017. Witness [redacted] worked overtime as the [redacted] She was responsible for completing security checks in Modules [redacted] and [redacted], as required by the Department's policy. Throughout her shift, she completed seven security checks in Module [redacted]. Every time she arrived to complete her security check, she saw Subject Scotti sitting in the desk area. Witness [redacted] said one of her security checks was completed by Deputy Coronado at approximately 0200 hours.

Witness [redacted] did not see any cell doors open, or ajar; however, during one of the security checks in Module [redacted], she saw a yellow light illuminating from a cell on the top tier, but she could not identify the exact cell number. Witness [redacted] said the light alerts personnel the cell's door is open. Witness [redacted] did not check if the cell door was in fact open.

During another security check in Module [redacted], Subject Scotti informed Witness [redacted] the inmates inside the cell with the light on were arguing, and asked her to check if they were okay. Witness [redacted] checked the cell and noticed the two inmates inside the cell appeared to be sleeping. At the completion of her security checks, Witness [redacted] informed Subject Scotti the inmates were okay. Witness [redacted] did not remember seeing the light on during subsequent security checks.

Witness [redacted] did not report any additional information. Her interview was audio recorded **[Exhibit A: Book 1, Attachment 1]**.

## WITNESS DEPUTY [redacted]

ICIB investigators interviewed Witness [redacted] on September 25, 2017. On September 13, 2017, he worked as the [redacted] Prowl Deputy. His main responsibility was to escort inmates throughout the facility, and to assist personnel working the modules.

During his shift, Witness [redacted] walked two times into Modul[redacted] During one of those times, he saw Subject Scotti was dealing with a water issue affecting cell [redacted] He did not see anything unusual, or out of the ordinary. For additional information, refer to Sergeant Escobedo's supplemental report **[Exhibit A: Book 1, pages 52-54].** Deputy Rivera-Coreano's interview was audio recorded **[Exhibit A: Book 1, Attachment 1- Wit Deputy [redacted] 092517 1334]**.

## WITNESS DEPUTY [redacted]

ICIB Investigators interviewed Witness [redacted] on September 26, 2017. On September 13, 2017, Witness [redacted] worked as the [redacted] Security Check Deputy. He completed a security check in Module [redacted] for Witness Ruiz; however, he did not witness anything related to the incident involving Subject Scotti. Witness [redacted]'s

interview was audio recorded **[Exhibit A: Book 1, Attachment 1],** and transcribed **[Exhibit A: Book 1, Attachment 1, pages 413-445].** For further information refer to Sergeant Escobedo's supplemental report under the original URN **[Exhibit A: Book 1, pages 56-57].**

**WITNESS DEPUTY [redacted]**

Witness [redacted] was interviewed by ICIB investigators on October 30, 2017. She confirmed that on September 10, 2017, while working PM Shift in module [redacted], she escorted Witness Doe 4 to the main clinic. She was relieved by Subject Scotti and she returned to her assigned area for the EM shift. Deputy [redacted] did not witness any interaction between Subject Scotti and Witness Doe 4 and Doe 5. Deputy [redacted]' interview was audio recorded **[Exhibit A: Book 3, Attachment 1- JD4 -JD4 Witness Interviews].**

**WITNESS DEPUTY [redacted]**

Witness [redacted] was interviewed by ICIB investigators on November 17, 2017. She did not remember the incident described by Witness Doe 5 where she said Witness [redacted] told her Subject Scotti wanted to speak with her. Witness [redacted] did not witness any inappropriate behavior between Subject Scotti and inmates. Witness [redacted]'s interview was audio recorded **[Exhibit A: Book 3, Attachment 1, JD4 Witness Interviews].**

**SUBJECT GIANCARLO SCOTTI**

Subject Scotti was interviewed September 13, 2017, at approximately 1654 hours, by ICIB Sergeants Stone and [redacted] Subject Scotti was advised he was the subject of a criminal investigation involving alleged sexual misconduct and he agreed to speak to ICIB investigators without an attorney present.

Subject Scotti admitted to having sexual interactions with two female inmates earlier that day. He did not know them and did not know their names. Subject Scotti was shown photographs of Witness Doe 1 and Witness Doe 2. He positively identified them as the female inmates he had sexual interactions with.

During a security check, Subject Scotti's attention was directed to cell [redacted] because Witnesses Doe 1 and Doe 2 were being loud, and the rest of the inmates in the module were sleeping. As the shift progressed, Subject Scotti stopped at Witnesses Doe 1 and Doe 2's cell and engaged them in conversation. Their conversations turned flirtatious. At some point, the inmates told Subject Scotti they could not hear him through the cell door, so he unlocked the cell door and left the door ajar.

Subject Scotti stated he was orally copulated by Witnesses Doe 1 and 2 as he stood in the doorway of cell [redacted] Witness Doe 1 first copulated him for approximately one minute, followed by Witness Doe 2 for the same amount of time. Subject Scotti did not

ejaculate. Subject Scotti asked Witness Doe 2 to stop because his "inner instinct" told him to stop.

Subject Scotti returned approximately one hour later to complete a safety check. When he returned, Subject Scotti and the two inmates reengaged in a sexual conversation and agreed to have sex in one of the shower stalls. Both inmates then exited their cell and all three of them walked to the shower. While in the shower, Subject Scotti had consensual sexual intercourse with Witness Doe 1 for approximately two minutes, while Witness Doe 2 acted as a lookout. Subject Scotti then had sexual intercourse with Witness Doe 2. Subject Scotti ejaculated in his hands both times.

> **IAB Note: Subject Scotti indicated he and Witness [redacted] were responsible for completing the inmate safety checks. His partner completed the half hour checks and he was responsible for the checks on the hour.**

After Subject Scotti finished the sexual encounter with Witnesses Doe 1 and 2, they exited the shower and returned to their cell. Subject Scotti followed them out and walked down the stairs toward his desk and into to the restroom, where he washed his hands and his penis. Subject Scotti finished his shift as usual, and continued completing his checks as required. Subject Scotti walked by cell [redacted] again, as he completed his cell checks; however, he had no further encounters with either Witnesses Doe 1 or Doe 2.

ICIB investigators informed Subject Scotti they reviewed video surveillance of the incidents, which showed he returned to Witnesses Doe 1 and Doe 2's cell approximately thirty minutes after he exited the shower. Subject Scotti corrected his initial statement and said he first had sexual intercourse with Witness Doe 1 and ejaculated at that time. When he was done, both inmates returned to their cell. He too, exited the shower and walked down to the restroom, where he cleaned himself off.

Approximately half hour to an hour later, after his partner completed the security check, Subject Scotti returned to cell [redacted] and flirtatiously told Witness Doe 2 it was her turn. Witness Doe 2 exited the cell and walked over to the shower. Subject Scotti followed Witness Doe 2 and they engaged in sexual intercourse. After Subject Scotti ejaculated, they exited the shower. Witness Doe 2 returned to her cell and he walked back down to the desk. He walked over to the restroom where he cleaned himself off. After the sexual encounter with Witness Doe 2, nothing further occurred.

ICIB investigators asked Subject Scotti if he had engaged in any sexual acts with any other inmates, at any other time. Subject Scotti said, "No."

Subject Scotti indicated during his shift, he housed five incoming inmates. He erroneously housed one of the inmates with an inmate who was pending a psychological evaluation. The two inmates he mistakenly housed together almost

engaged in a fight. When he realized his mistake, he removed one of the inmates and housed her in a different cell.

Subject Scotti's interview was audio recorded **[Exhibit A: Book 3, Attachment 3-Witness** [redacted] and transcribed **[Exhibit A: Book 2, pages 291-327].**

**<u>ADDITIONAL INFORMATION:</u>**

**FORMER INMATE** [redacted]

[redacted] was identified as a potential willing participant of sexual misconduct with Subject Scotti. During her interview, on January 31, 2018, Ms. [redacted] did not report any sexual misconduct; however, she described Subject Scotti as "flirtatious" with the inmates. Ms. [redacted] overheard conversations between Subject Scotti and other inmates about their personal relationships and sex experiences. Ms. [redacted] interview was audio recorded **[Exhibit A: Book 5, Attachment 6** [redacted] **Interview by Shaw...]** and transcribed **[Exhibit A: Book 5, pages 1333-1373]**.

**FORMER INMATE** [redacted]

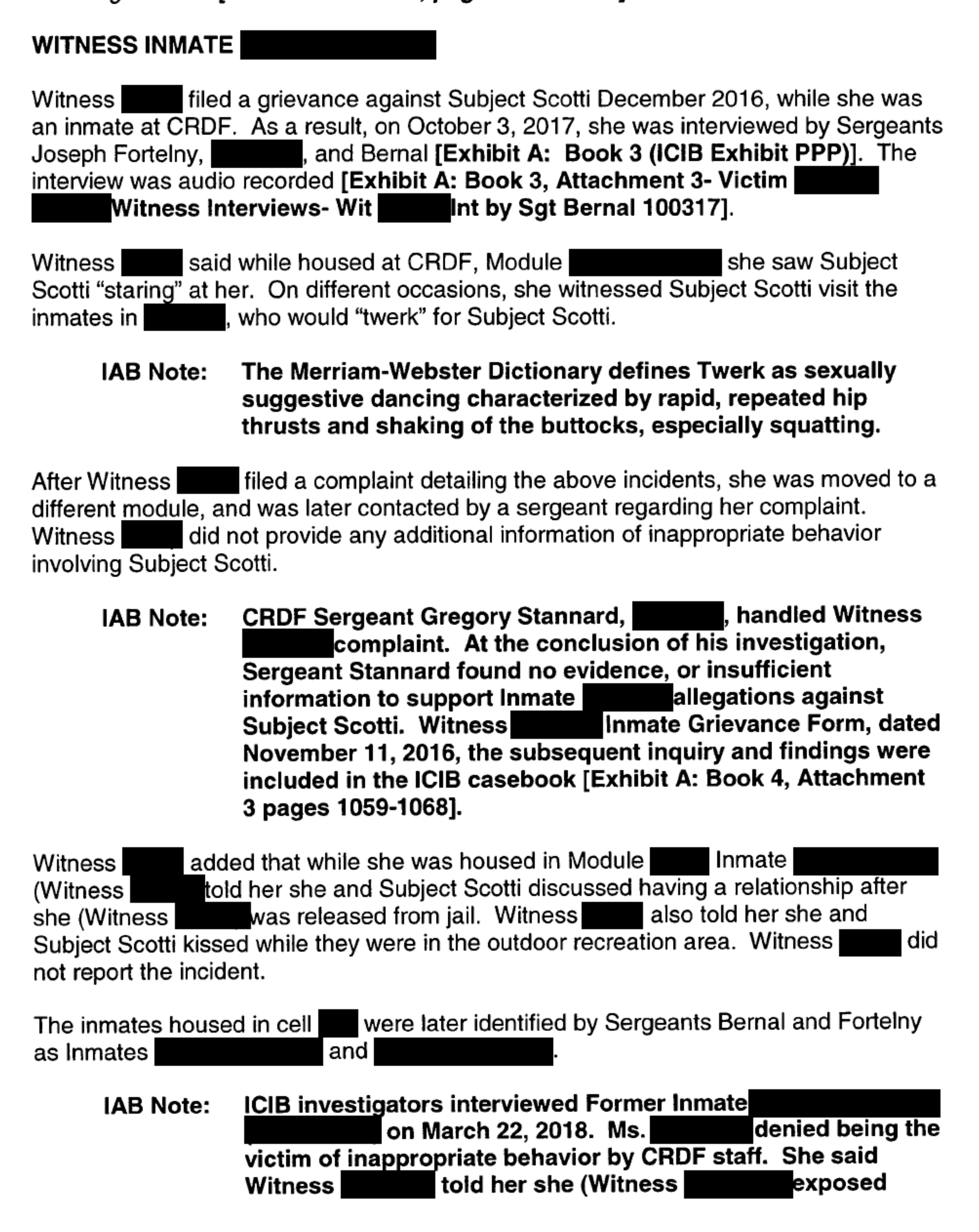
[redacted] was identified as a possible victim of sexual misconduct involving Subject Scotti. On February 8, 2019, Sergeant Bernal interviewed Ms. [redacted] related to being sexually involved with Subject Scotti. She referred Sergeant Bernal to her attorney, Justin Sterling. ICIB investigators made several attempts to contact Ms. [redacted] attorney in order to schedule an interview to gather further information regarding her allegation against Subject Scotti. As of the completion of the ICIB report, ICIB had not received a response from Mr. Sterling.

**INMATE** [redacted]

Inmate [redacted] was interviewed by ICIB Sergeants [redacted] and [redacted] on March 13, 2019, wherein she alleged Subject Scotti made a sexually inappropriate comment to her; however, she denied any physical contact between her and Subject Scotti. On March 26, 2019, Inmate [redacted] was re-interviewed in an attempt to identify another inmate, later identified as Inmate [redacted]

The above interviews were recorded **[Exhibit A: Book 5, Attachment 6- 17-00048-20** [redacted] **Interview by** [redacted] **an...]** and **[Exhibit A: Book 5, Attachment 6- 17-00048-20 (**[redacted] **Interview by** [redacted] **03...]**, and transcribed **[Exhibit A: Book 5, pages 1924-1940].**

*ICIB noted that at the direction of Custody Division Services, Specialized Programs Commander Christy Guyovich,* [redacted]*, Sergeants Bernal and Fortelny were tasked with reviewing previous unsubstantiated and unresolved complaints against Subject*



*Scotti. As a result of their findings, Sergeants Bernal and Fortelny interviewed the following Inmates* ***[Exhibit A: Book 5, pages 1581-1592]****:*

**WITNESS INMATE [redacted]**

Witness [redacted] filed a grievance against Subject Scotti December 2016, while she was an inmate at CRDF. As a result, on October 3, 2017, she was interviewed by Sergeants Joseph Fortelny, [redacted], and Bernal **[Exhibit A: Book 3 (ICIB Exhibit PPP)]**. The interview was audio recorded **[Exhibit A: Book 3, Attachment 3- Victim [redacted] Witness Interviews- Wit [redacted] Int by Sgt Bernal 100317]**.

Witness [redacted] said while housed at CRDF, Module [redacted] she saw Subject Scotti "staring" at her. On different occasions, she witnessed Subject Scotti visit the inmates in [redacted], who would "twerk" for Subject Scotti.

**IAB Note: The Merriam-Webster Dictionary defines Twerk as sexually suggestive dancing characterized by rapid, repeated hip thrusts and shaking of the buttocks, especially squatting.**

After Witness [redacted] filed a complaint detailing the above incidents, she was moved to a different module, and was later contacted by a sergeant regarding her complaint. Witness [redacted] did not provide any additional information of inappropriate behavior involving Subject Scotti.

**IAB Note: CRDF Sergeant Gregory Stannard, [redacted], handled Witness [redacted] complaint. At the conclusion of his investigation, Sergeant Stannard found no evidence, or insufficient information to support Inmate [redacted] allegations against Subject Scotti. Witness [redacted] Inmate Grievance Form, dated November 11, 2016, the subsequent inquiry and findings were included in the ICIB casebook [Exhibit A: Book 4, Attachment 3 pages 1059-1068].**

Witness [redacted] added that while she was housed in Module [redacted] Inmate [redacted] (Witness [redacted] told her she and Subject Scotti discussed having a relationship after she (Witness [redacted] was released from jail. Witness [redacted] also told her she and Subject Scotti kissed while they were in the outdoor recreation area. Witness [redacted] did not report the incident.

The inmates housed in cell [redacted] were later identified by Sergeants Bernal and Fortelny as Inmates [redacted] and [redacted].

**IAB Note: ICIB investigators interviewed Former Inmate [redacted] on March 22, 2018. Ms. [redacted] denied being the victim of inappropriate behavior by CRDF staff. She said Witness [redacted] told her she (Witness [redacted] exposed**

**herself to Subject Scotti. Ms. [redacted] did not witness the incident, nor was she aware of any physical contact between them. The interview was recorded [Exhibit A: Book 5, Attachment 6, 17-00048-20 ([redacted] Interview by [redacted].] and transcribed [Exhibit A: Book 5, pages 1559-1573].**

**FORMER INMATE [redacted]**

Sergeants Bernal and Fortelny identified an Inmate Grievance, alleging misconduct by Subject Scotti **[Exhibit A: Book 5, pages 1574-1580]**, possibly written by Former Inmate [redacted]. Ms. [redacted] was interviewed on November 14, 2017, wherein she denied writing the complaint; however, Ms. [redacted] alleged while she was housed in Module [redacted], Subject Scotti acted inappropriately. The interview was audio recorded **[Exhibit A: Book 5, Attachment 6- 17-00048-20 [redacted] Interview by Bernal a...]**.

Sergeants Bernal and Fortelny investigated the allegations and did not find sufficient evidence to substantiate Ms. [redacted] allegations against Subject Scotti. They further determined Ms. [redacted] filed several complaints. All her complaints were combined and investigated under Reference #5700-2016-0909-220, which was investigated by CRDF Sergeant Gibson, [redacted] Sergeant Gibson concluded the grievance was retaliatory in nature **[Exhibit A: Book 5, pages 1581-1588]**.

Ms. [redacted] was interviewed by ICIB Sergeant [redacted] on April 12, 2018. Ms. [redacted] confirmed the information she provided to Sergeants Bernal and Fortelny. Sergeant [redacted] informed Ms. [redacted] he did not find DVTel footage to corroborate her allegations against Subject Scotti; at which time, Ms. [redacted] abruptly terminated the interview. The interview was audio recorded **[Exhibit A: Book 5, Attachment 6, 17-00048-20 ([redacted] Phone Interview by...]** and transcribed **[Exhibit A: Book 5, pages 1661-1684]**.

**FORMER INMATE [redacted]**

On December 14, 2017, Former Inmate [redacted] was interviewed multiple times by Sergeant Bernal and Fortelny. Ms. [redacted] denied being a victim of sexual assault, and denied witnessing any sexual misconduct by Subject Scotti. Ms. [redacted] confirmed she submitted an inmate grievance against Subject Scotti because she believed Subject Scotti showed favoritism toward several inmates. Ms. [redacted] said she addressed her complaint with Subject Scotti. She described their conversation as professional. Ms. [redacted] said a Sergeant never contacted her regarding the complaint she submitted.

For further information regarding Ms. [redacted]'s allegations, including Sergeant Bernal's and Fortelny's findings, refer to their supplemental report **[Exhibit A: Book 5, pages 1589-1592]**. The phone interviews were audio recorded **[Exhibit A: Book 5, Attachment 6- 17-00048-20 ([redacted] Interview by Bernal...]** and transcribed **[Exhibit A: Book 5, pages 1593-1634]**.

ICIB Sergeant [redacted] interviewed Ms. [redacted] March 27, 2018. Ms. [redacted] confirmed the information she provided to Sergeants Bernal and Fortelny. Ms. [redacted] alleged Inmate [redacted] said she had a sexual relation with Subject Scotti.

**IAB Note:** **ICIB Sergeant [redacted] noted several attempts were made to contact Ms. [redacted]; however, as of the completion of the ICIB investigation, Ms. [redacted] had not contacted ICIB investigators.**

The phone interview was audio recorded **[Exhibit A: Book 5, Attachment 6- 17-00048-20 ([redacted] Phone Interview by...]** and transcribed **[Exhibit A: Book 5, pages 1643-1658]**.

**FORMER INMATE [redacted]**

On December 26, 2017, [redacted], called Los Angeles Police Department's Custody Services and alleged misconduct involving Deputy Scotti, **[Exhibit A: Book 5, pages 1646-1848]**.

On January 8, 2019, ICIB Sergeants Stone and [redacted] learned Ms. [redacted] was housed at CRDF, Module [redacted] Ms. [redacted] refused to provide a statement regarding the aforementioned complaint. The interview was audio recorded **[Exhibit A: Book 5, Attachment 6- 17-00048-20 [redacted] Interview by [redacted]]**.

**IAB Note:** **The above Inmate complaints were further investigated by ICIB Sergeant [redacted] [Exhibit A: Book 5, pages 1234-1247].**

December 16, 2019

Deputy Giancarlo Scotti, #[redacted]

Dear Deputy Scotti:

**LETTER OF INTENT**

You are hereby notified that it is the intention of the Sheriff's Department to discharge you from your position of Deputy Sheriff, Item No. 2708A, with this Department, effective the close of business January 8, 2020.

An investigation under IAB File Number IV 2436227, conducted by Internal Affairs Bureau, coupled with your own statements, has established the following:

1. That in violation of Department Manual of Policy and Procedures Sections 3-01/030.05, General Behavior; and/or 3-01/030.07, Immoral Conduct; and/or 3-01/030.10, Obedience to Laws, Regulations and Orders (as it pertains to Penal Code Section 289.6(h) Sexual Activity with a Detainee in a Detention Facility (felony), and Penal Code Section 289.6(h) Sexual Activity with a Detainee in a Detention Facility (misdemeanor), on or about or between December 2, 2016, and September 13, 2017, while on-duty and assigned to Century Regional Detention Facility (CRDF), you violated state law when you willingly and unlawfully committed sexual acts with inmates housed at CRDF. Subsequently, on September 5, 2019, you were convicted of six (6) felony

counts of 289.6(h) Sexual Activity with a Detainee in a Detention Facility, and two (2) misdemeanor counts of 289.6(g) Sexual Activity with a Detainee in a Detention Facility. Your conduct brought discredit and embarrassment upon yourself and the Los Angeles County Sheriff's Department, as evidenced by, but not limited to:

a. being named as a suspect and arrested for California Penal Code 261(a)(7), Rape Under the Color of Authority, and California Penal Code 288a(k) Oral Copulation Under the Color of Authority; and/or,

b. being charged on February 21, 2019, in the California Superior Court of Los Angeles with six (6) felony counts of California Penal Code 289.6(h) Sexual Activity with a Detainee in a Detention Facility, and two (2) misdemeanor counts of California Penal Code 289.6(g) Sexual Activity with a Detainee in a Detention Facility; and/or,

c. pleading Nolo Contendere on September 5, 2019, in the California Superior Court of Los Angeles County of having committed six (6) felony counts of California Penal Code 289.6(h) Sexual Activity with a Detainee in a Detention Facility, and two (2) misdemeanor counts of California Penal Code 289.6(g) Sexual Activity with a Detainee in a Detention Facility; and/or,

d. being sentenced on September 26, 2019, to two (2) years in state prison in violation of California Penal Code 289.6(h) Sexual Activity with a Detainee in a Detention Facility (felony), and California Penal Code 289.6(g) Sexual Activity with a Detainee in a Detention Facility (misdemeanor).

Additional facts for this decision are set forth in the Disposition Worksheet, Investigative Summary and Investigative Packet which are incorporated herein by reference.

You may respond to the intended action orally or in writing. In the event that you choose to respond orally to these charges, you have already been scheduled to meet with Chief Brendan Corbett, on January 8, 2020, at 1000 hours, in his office, which is located at 450 Bauchet St E826, Los Angeles, California 90012. If you are unable to appear at the scheduled time and wish to schedule some other time prior to January 8, 2020, for your oral response, please call Chief Corbett secretary at [redacted] for an appointment.

If you choose to respond in writing, please call Chief Corbett secretary to cancel your scheduled appointment, and send your response to the facts contained in this letter to Chief Corbett office by no later than January 8, 2020.

Failure to respond to this Letter of Intent within fifteen (15) business days will be considered a waiver of your right to respond and will result in the imposition of the discipline indicated herein.

If you did not receive the investigative material on which your discipline is based at the time you were served with this correspondence, you may contact the Internal Affairs Bureau at (323) 890-5300, to obtain a copy of the case file.

The Sheriff's Department reserves the right to amend and/or add to this letter.

Sincerely,

ALEX VILLANUEVA, SHERIFF

Kelly M. Porowski, Captain
Internal Affairs Bureau

KMP:JMR:jr
(Professional Standards Division – Internal Affairs Bureau)

IAB FILE NO. IV 2436277

Attachments

c: Brendan J. Corbett, Chief, Custody Division- Specialized Programs
Irene Aguilera, Departmental Employee Relations Representative, Employee Relations Unit
Tamora Johnson, Operations Assistant I, Internal Affairs Bureau
Vince Vasquez, Operations Assistant I, Advocacy Unit Advocacy Unit